

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

Docket. No. 19 Cr. 112 (RMB)

- against -

ANDREW MOODY,

Defendant.

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**MOTION FOR A CONTINUANCE OF SENTENCING** (*LETTER*)

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STEVEN Z. LEGON, ESQ - OF COUNSEL

June 4, 2020

BY ECF

Hon. Richard M. Berman  
United States District Court Judge  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

Re: United States v. Andrew Moody,  
Docket No. 19 Cr. 112 (RMB)

Motion granted. Sentence is adjourned to
August 20, 2020 at 9:00 a.m.
Defense sentencing submission is due
August 6, 2020.
Government sentencing submission is due
August 13, 2020.
<b>SO ORDERED:</b> Date: 6/4/2020
 Richard M. Berman, U.S.D.J.

Dear Judge Berman:

The above case is presently scheduled for sentencing on June 17, 2020 pm. This letter is submitted to request a continuance of sentencing to a date on or after August 20, 2020. Andrew Moody requests a continuance of his sentencing on the grounds that a national emergency based upon a World Wide COVID-19 pandemic has prevented him from properly preparing for his sentencing.

As the court is aware, as a result of the COVID-19 pandemic there has been extremely limited access to the detainees in the custody of the Bureau of Prisons. Over the past several months the Bureau of Prison completely cancelled all attorney/client visits, and has only recently resorted extremely limited video conference meetings. As a result, Andrew Moody and I have not had an opportunity to complete the review of the Presentence Investigation Report together, nor an opportunity to further develop the defense Sentencing Recommendation. As result, Andrew Moody requests that the court continue his sentencing to August 20, 2020.

Finally, I have advised A.U.S.A. Robert Sobelman of this application, and he has stated that the government does not have an objection. Andrew Moody consents to the above application so that he has a meaningful opportunity to prepare a sentencing where he faces staggering sentencing guidelines.

Respectfully,

*Anthony L. Ricco*  
Anthony L. Ricco

ALR/jh

cc: A.U.S.A. Robert Sobelman (By ECF)